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6 Attorney for Defendant  
ERIC SMITH  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) Case No. 2:20-cr-00187-KJM  
11 Plaintiff, )  
12 vs. ) STIPULATION AND [PROPOSED] ORDER  
13 ERIC SMITH ) TO MODIFY SPECIAL CONDITIONS OF  
RELEASE  
14 )  
15 Defendant. )  
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17 IT IS HEREBY STIPULATED and agreed by and between Acting United States  
18 Attorney Phillip Talbert, through Assistant United States Attorney Samuel Stefanki, counsel for  
19 Plaintiff, and Federal Defender Heather Williams, through Assistant Federal Defender Douglas  
Beevers, counsel for Mr. Smith, that Condition #17 on Mr. Smith's special conditions of release  
20 be amended to set a curfew from 8:00 pm to 7:00 am.  
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22 Mr. Smith was released on August 7, 2020 following his Detention Hearing. See Dkt. 8.  
23 Since that time he has been supervised by the Pretrial Services Office in the Eastern District of  
24 California. Mr. Smith has been compliant with all release conditions so far, including his home  
confinement condition, condition #17. Mr. Smith successfully completed the Wellspace  
25 treatment program in November 2020 while on home confinement.  
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27 Mr. Smith now requests that Condition #17 be amended to allow him to remove the home  
28 confinement and replace it with a curfew.  
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1           The amended condition would read as follows:

2           **17. CURFEW: You must remain inside your residence every day from 8:00 PM to**  
3           **7:00 AM, or as adjusted by the pretrial services officer for medical, religious**  
4           **services, employment, or court-ordered obligations**

5           All other conditions will remain in place. Pretrial Services officer Ali Mirgain has no  
6           objections to this amendment.

7           Dated: July 30, 2021

8           HEATHER E. WILLIAMS  
9           Federal Defender

10           */s/ Douglas Beevers*  
11           DOUGLAS BEEVERS  
12           Assistant Federal Defender  
13           Attorney for Defendant  
14           ERIC SMITH

15           Dated: July 30, 2021

16           PHILLIP A. TALBERT  
17           Acting United States Attorney

18           */s/ Samuel Stefanki*  
19           SAMUEL STEFANKI  
20           Assistant United States Attorney

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2                   **O R D E R**  
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4                   IT IS HEREBY ORDERED, the Court, having received, read, and considered the parties'  
5 stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its  
6 order.  
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8                   DATED: July 30, 2021  
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11                  JEREMY D. PETERSON  
12                  UNITED STATES MAGISTRATE JUDGE  
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